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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

09 UNITED STATES OF AMERICA,) CASE NO. MJ 16-074
10)
11 Plaintiff,)
12)
13 v.)
14 CHI LEUNG CHENG,)
15)
16 Defendant.)
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22 Offense charged: Bank Fraud

23 Date of Detention Hearing: February 25, 2016.

24 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
25 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
26 that no condition or combination of conditions which defendant can meet will reasonably
27 assure the appearance of defendant as required and the safety of other persons and the
28 community.

29 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

30 1. The Complaint charges defendant with allegedly devising a scheme to defraud

01 Washington Trust Bank by depositing invalid checks and then withdrawing funds before the
02 invalidity was discovered. The AUSA alleges that defendant admitted stealing at hundreds of
03 thousands of dollars from various financial institutions, as well as wiring himself funds. In all,
04 the AUSA alleges, defendant allegedly attempted to open accounts with fraudulently certified
05 check in dozens of other banks and financial institutions.

06 2. Defendant was born in Indonesia and is a Canadian citizen. He has few ties to
07 this District. He resides in British Columbia. The AUSA alleges that defendant is also being
08 investigated by the RCMP and Vancouver PD in connection with at least eight complaints of
09 defrauding people since 2004. Defendant has a significant history of travel to the United
10 States and to other countries in Asia over the past year. The AUSA contends that the proceeds
11 from the alleged fraud have not all been located, and suggest that defendant may have
12 significant assets abroad.

13 3. Defendant poses a risk of nonappearance due to lack of ties to this district,
14 possession of a Canadian passport, extensive international travel, the possibility of available
15 funds obtained as a result of the alleged fraud, and ties to Indonesia, as well as pending
16 investigations in Canada for fraud-related charges. Defendant poses a risk of financial danger
17 based on the nature of the instant offense.

18 4. There does not appear to be any condition or combination of conditions that will
19 reasonably assure the defendant's appearance at future Court hearings while addressing the
20 danger to other persons or the community.

21 It is therefore ORDERED:

22 1. Defendant shall be detained pending trial and committed to the custody of the Attorney

01 General for confinement in a correction facility separate, to the extent practicable, from
02 persons awaiting or serving sentences or being held in custody pending appeal;

03 2. Defendant shall be afforded reasonable opportunity for private consultation with
04 counsel;

05 3. On order of the United States or on request of an attorney for the Government, the
06 person in charge of the corrections facility in which defendant is confined shall deliver
07 the defendant to a United States Marshal for the purpose of an appearance in connection
08 with a court proceeding; and

09 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
10 for the defendant, to the United States Marshal, and to the United State Pretrial Services
11 Officer.

12 DATED this 25th day of February, 2016.

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15 Mary Alice Theiler
16 United States Magistrate Judge
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